

Serial No.: 08/863,113
Inventor(s): Goineau et al.

U.S. PTO Customer No. 25280
Case No.: 1974A

REMARKS

Claims 11-18 were present in the application. Claim 11 and 17 are hereby amended. No claims have been added or cancelled. Thus, claims 11-18 are subject to continued examination. It is respectfully submitted that all such claims stand in condition for allowance. Accordingly, prompt allowance and passage to issue is requested at this time.

Interview Summary:

As a preliminary matter, Applicants wish to thank the Examiner for the courtesy extended during the recent telephonic interview. In accordance with the obligation to provide a written record of the substance of any interview, the following points are noted:

1. No exhibits or demonstrations were provided.
2. All independent claims were discussed. No dependent claims were the subject of separate discussion.
3. No references were specifically discussed. It was noted that Goineau 5,172,459 was the art of record used to make earlier art rejections.
4. No specific amendments were proposed.
5. Applicants pointed out that the processing line illustrated in the application as filed was devoid of any forced jet texturing. Processing between the drawing zones and the take-up is limited to tensioned conveyance. It was proposed to positively recite limiting treatment to such tensioned conveyance.
6. No other matters were discussed.

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7. No agreement was reached but the Examiner agreed to consider language limiting treatment to tensioned conveyance for purposes of addressing the outstanding 112 rejection.

It is respectfully submitted that the above summary is accurate and satisfies the obligation to record the substance of all interviews. However, in the event that the Examiner identifies any inaccuracy or deficiency, it is requested that the undersigned attorney be contacted to permit the submission of any correction or revision as may be required.

Formal Rejections:

Claims 11-18 stand rejected under 35 USC § 112, first paragraph. Specifically, the Examiner objected to the terminology "untextured" in Claims 11 and 17, stating that they did not have support in the application as originally filed.

In order to progress prosecution, independent claim 11 has been amended to recite that the yarn travels along a path between the draw zone and the take-up roll with processing along said path limited to controlled conveyance tensioning. Such language is respectfully submitted to be consistent with the processing line as illustrated and described in the application as originally filed. In particular, Applicants specifically illustrate a dancer roll arrangement 34 as the only element between the draw zone discharge and the take-up roll. In this regard, it is noted that the Board of Appeals previously concluded that the terminology "without further processing" was inconsistent with the disclosed process since the disclosed dancer roll would apply tension.

By illustrating the dancer roll arrangement 34 in the original application, Applicants clearly showed the intended processing details of the travel path between

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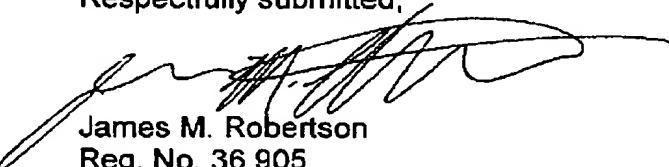
the draw zone and the take-up roll. In this regard, it is noted that if one of skill in the art were to follow the practice exactly as described in relation to the figures and description as originally filed, the only processing between the draw zone and the take-up roll would be the controlled conveyance tensioning. Thus, the amendment as presented appears to be fully consistent with the original disclosure.

Applicants also respectfully note that the amendment as presented excludes processing such as forced jet texturing or the like between the draw zone and the take-up. Accordingly, it is respectfully submitted that the claims as now presented continue to define over the previously cited art such as Goineau 5,172,459 that uses such processing.

CONCLUSION

Applicants respectfully submit that the claims are in condition for allowance, and a notice to that effect is earnestly solicited. Should the Examiner find that any issues remain outstanding following consideration of this Response, he/she is invited to telephone the undersigned in the interest of resolving such matters in an expedient manner.

Respectfully submitted,



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